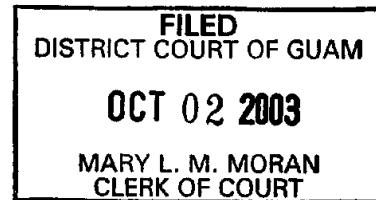


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Attorneys for the United States of America

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA, ) CIVIL CASE NO. 03-00026  
Plaintiff, )  
vs. )  
\$7,084.00 UNITED STATES )  
CURRENCY, )  
Defendant. )

**UNITED STATES MOTION TO  
CONTINUE SCHEDULING  
CONFERENCE AND PROPOSED  
ORDER; AND EXTEND DATELINE  
DATES REGARDING SCHEDULING  
ORDER AND DISCOVERY PLAN**

COMES NOW the United States and requests this Honorable Court to continue the Scheduling Conference currently scheduled for October 9, 2003. On August 21, 2003, the court issued an order directing the government "and all pro se litigants that have appeared in the case" to file proposed scheduling orders and discovery plans by September 24, 2003. The United States makes this motion because there are no other litigants as of this date. This is an uncontested forfeiture of abandoned monies found in a hotel room where drug trafficking occurred. No one came forward to claim ownership of this money, either at the time it was seized or at any time thereafter. Three notices concerning the forfeiture have already been published. The publication dates of the notices of forfeiture were September 13, September 20, and September 27, 2003. Given that whoever comes forward to claim this money will also be

- 1 -

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1 admitting to drug trafficking, it is highly unlikely that anyone will do so.

2 Accordingly, the government requests that the court continue this order pending final  
3 publication of notice. If a claimant files a claim and answer pursuant to Rule C(6) of the  
4 Supplemental Rules of Certain Admiralty and Maritime Claims, the government will then  
5 request this Honorable Court to file a new scheduling order. Otherwise, the government will be  
6 moving for default judgment and forfeiture as otherwise provided by law.

7 RESPECTFULLY SUBMITTED this 29<sup>th</sup> day of September, 2003.

8  
9 LEONARDO M. RAPADAS  
10 United States Attorney  
Districts of Guam and CNMI

11 By:

12   
KARON V. JOHNSON  
13 Assistant U.S. Attorney

14  
15 \* \* \* ORDER \* \* \*

16 IT IS HEREBY ORDERED that the Scheduling Conference scheduled for October 9,  
17 2003 is hereby rescheduled to October 30, 2003 at 3:00 p.m.

18 IT IS FURTHER ORDERED that a proposed Scheduling Order and a proposed  
19 Discovery Plan shall be filed no later than October 23, 2003.

20 OCT 02 2003

21 DATED

22 JOHN S. UNPINGCO  
Chief Judge  
District Court of Guam

